

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

71-CR-93

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES <i>vs.</i> RODNEY L. POWELL	<i>For U. S.:</i> Nathan G. Graham, U.S. Atty. Ben F. Baker, Asst. U.S. Atty. <i>For Defendant:</i> Jack J. Ferguson (Appt) Center Bldg., Tulsa

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 9-30-71	Clerk				
J.S. 3 mailed 9-30-71	Marshal				
Violation Possession of still & non-tax pd. liquor Title 26 U.S.C.	Docket fee				
Sec. 5179 (a) 5205 (a) (2) (2 counts)					

DATE	PROCEEDINGS
9-7-71	Appearance bond for the defendant in the amt of \$2500 filed.h
9-7-71	Order Specifying Methods and Conditions of Release filed.h
9-7-71	Defendant present in person and represented. Defendant waives Indictment, waiver signed and filed in open court. Information filed. Defendant arraigned and enters pleas of GUILTY as to Cts. 1&2 and is adjudged GUILTY as to Cts. 1&2 and sentence passed to Tuesday, Sept. 21, 1971 at 10:00 A.M.(AEB-J)h
9-21-71	Defendant present in person and represented. Judgment and Sentence- Rodney L. Powell(34)
	It is adjudged that the imposition of sentence as to Cts. 1&2 is suspended and the defendant is placed on probation for a period of Two (2) years from this date, as to each count, concurrently.(AEB-J)h
9-21-71	Order of Probation filed & entered. (AEB-J)h
9-21-71	Two c.c. of above delivered to Prob. Officer.h
4-20-73	Report and Order Terminating Probation Prior to Original Expiration Date, filed. (AEB-J)v -copies mailed.

DATE	PROCEEDINGS

UNITED STATES MAGISTRATE
NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

71 CR 93
M-99

BEFORE Morris L. Bradford U. S. Court House, Tulsa, Oklahoma
(Name of magistrate) (Address)

MAGISTRATE'S
DOCKET NO. 1 CASE NO. 114
THE UNITED STATES
vs.

RODNEY L. POWELL and
COSSENA POWELL

Complaint filed on August 2, 19 71, by Larry G. Elkin
Official title Special Investigator, A.T.F. charging violation of
United States Code, Title 26, Section 5205(a)(2) on July 31
19 71, at Delaware County in the Northern district of Oklahoma
division of the Northern district of Oklahoma
as follows: Had in their possession 10 gallons of
distilled spirits, the immediate containers thereof
not having been stamped by a stamp evidencing the
determination of the tax or indicating compliance
with provisions of Chapter 51 Internal Revenue Code
of 1954.
(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date August 2, 1971 Warrant/Summons for Rodney L. Powell and Cossena Powell
to (name and title of officer) U. S. Marshal or any other authorized person (Name of defendant)
Substance of return _____

Date _____ Warrant/Summons for _____
to (name and title of officer) _____ (Name of defendant)
Substance of return _____

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date August 2, 1971 Arrested by Carl Gardner { on warrant of Morris L. Bradford
(Name of issuing officer)
without warrant, Tulsa, Oklahoma
(Address)
Appearances { for United States Ben F. Baker (Name)
for accused None (Name)
(Address)

Proceedings taken Defendants appeared before the undersigned Magistrate and were
(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"
advised of the charges filed against them as contained in Complaint, of their right

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
to counsel at this and all proceedings, right to make bail and right to a preliminary

if that is the fact; any adjournments taken, etc.
hearing. Each defendant executed Waiver of Counsel at this hearing and requested
counsel be appointed to represent them at all future proceedings. Preliminary
hearing was set for August 6, 1971 at 1:30 p.m. Each defendant executed personal
bond in the amount of \$2500.00.

Outcome Released from custody on execution of personal bond.

Bail fixed August 2, 19 71 Amount, \$ 2500.00 Bonded August 2, 19 71, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19 _____ [or] by surety
(name) _____ Address _____
(name) _____ Address _____, who
justified by affidavit dated _____, 19 _____, [or] committed to _____
on _____, 19 _____

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date August 11, 1971 Appearances for

{	United States	(Name)	<u>Ben F. Baker</u>
		(Address)	<u>Tulsa, Oklahoma</u>
	Accused	(Name)	<u>Jack Ferguson</u>
		(Address)	<u>Tulsa, Oklahoma</u>

WITNESSES FOR UNITED STATES: (List names and addresses)

None

WITNESSES FOR ACCUSED:

(List names and addresses)

None

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
 Proceedings taken Defendants appeared in person and by counsel. Ben F. Baker,
Assistant U. S. Attorney, announced in open court dismissal of the charges
against Cossena Powell. The bond of Cossena Powell is discharged. As to
Rodney L. Powell, counsel for defendants waived preliminary hearing, waived
right to have matter submitted to the Grand Jury and consented to the U. S.
Attorney proceeding further on information in the United States District
Court. Defendant Rodney L. Powell allowed to remain on personal bond as
previously set.

Outcome

Bail fixed August 2, 19 71 Amount, \$ 2500.00 Bonded August 2, 19 71, by cash
 deposited by (name) _____ Address _____
 transmitted to clerk of district court _____, 19____
 [or] by surety (names) _____ Address _____
 and _____ Address _____
 who justified by affidavit _____, 19____ Committed to _____
 on _____, 19____

Certified to be a correct transcript.

Made this 11th day of August, 19 71

Transmitted to Clerk of United States District Court for the Northern
 district of Oklahoma August 11, 19 71

Man R. B. [Signature]

United States Magistrate.

UNITED STATES MAGISTRATE
NORTHERN DISTRICT OF OKLAHOMA

71-CR-93

M-100

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Morris L. Bradford
(Name of magistrate)

U. S. Court House, Tulsa, Oklahoma
(Address)

MAGISTRATE'S
DOCKET NO. 1 CASE NO. 115
THE UNITED STATES
vs.
RODNEY L. POWELL and
COSSENA POWELL

Complaint filed on August 2, 19 71, by Larry G. Elkin
Official title Special Investigator, A.T. charging violation of
United States Code, Title 26, Section 5179(a), on July 31
19 71, at Delaware County in the
division of the Northern district of Oklahoma
as follows: Did unlawfully possess a still and
distilling apparatus setup which they had failed
to register as required by law.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date August 2, 1971 Warrant/Summons for Rodney L. Powell and Cossena Powell
(Name of defendant)
to (name and title of officer) U. S. Marshal or any other authorized person
Substance of return

Date Warrant/Summons for
(Name of defendant)
to (name and title of officer)
Substance of return

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date August 2, 1971 Arrested by Carl Gardner { on warrant of Morris L. Bradford
(Name of issuing officer)
without warrant. Tulsa, Oklahoma
(Address)
Appearances { for United States Ben F. Baker (Name)
for accused None (Name)
(Address)

Proceedings taken Defendants appeared before the undersigned Magistrate and were
advised of the charges filed against them as contained in Complaint, of their right

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
to counsel at this and all proceedings, right to make bail and right to preliminary
hearing. Each defendant executed Waiver of Counsel at this hearing and requested
counsel be appointed to represent them at all future proceedings. Preliminary
hearing was set for August 6, 1971 at 1:30 p.m. Each defendant executed personal
bond in the amount of \$2500.00.

Outcome Released from custody on execution of personal bond.

Bail fixed August 2, 19 71 Amount, \$ 2500.00 Bonded August 2, 19 71, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19

EP-23-17
SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date August 11, 1971 Appearances for

{	United States	(Name) <u>Ben F. Baker</u>
		(Address) <u>Tulsa, Oklahoma</u>
	Accused	(Name) <u>Jack Ferguson</u>
		(Address) <u>Tulsa, Oklahoma</u>

WITNESSES FOR UNITED STATES: (List names and addresses) WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken Defendants appeared in person and by counsel. Ben F. Baker, Assistant U. S. Attorney, announced in open court dismissal of the charges against Cossena Powell. The bond of Cossena Powell is discharged. As to Rodney L. Powell, counsel for defendants waived preliminary hearing, waived right to have matter submitted to the Grand Jury and consented to the U. S. Attorney proceeding further on information in the United States District Court. Defendant Rodney L. Powell allowed to remain on personal bond as previously set.

Outcome

Bail fixed August 2, 19 71 Amount, \$ 2500.00 Bonded August 2, 19 71, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____
[or] by surety (names) _____ Address _____
and _____ Address _____
who justified by affidavit _____, 19____ Committed to _____
on _____, 19____

Certified to be a correct transcript.

Made this 11th day of August, 19 71

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, August 11, 19 71

Marion R. Baker
United States Magistrate.